IN THE HIGH COURT OF JUDICATURE, ANDHRA PRADESH
AT HYDERABAD

THURSDAY, THE TWENTY EIGHTH DAY OF APRIL
TWO THOUSAND AND FIVE

PRESENT

THE HON'BLE THE ACTING CHIEF JUSTICE BILAL NAZKI

and
THE HON'BLE DR JUSTICE G.YETHIRAJULU

WRIT APPEAL NO : 946 of 2005

(Writ Appeal under Clause 15 of the Letters Patent against the Order dated 12/04/2005 in WP NO : 3416 OF 2005 on the file of the High Court.)

Between:

Mohammed Ayub Khan, s/o Mohammed Yousuf Khan, R/o 12-1-565/A, Muradnagar, Hyderabad.

..... APPELLANT

AND

The Regional Passport officer, Passport office, Hyderabad, having office at Secunderabad.

.....RESPONDENT

Counsel for the Appellant : MR.NAZIR AHMED KHAN

Counsel for the Respondent: MR.A.RAJASHEKAR REDDY (ASST.SOLICITOR GEN.)

The Court made the following :

JUDGMENT : (Per Hon'ble Sri Bilal Nazki, ACJ)

The appellant moved an application before the Passport Officer for change of entry relating to his date of birth. The request was not accepted and he filed a writ petition being Writ Petition No.3416 of 2005, which has been dismissed. Hence the writ appeal.

The Government of India had issued instructions which have to be complied with in order to affect a change in the entry in Passport relating to date of birth. The appellant has not placed any proof before the Passport officer, neither he is in a position to place any proof before us with regard to his correct date of birth. In these circumstances, the learned Single Judge was right in dismissing the petition. He has given liberty to the petitioner to get a declaration from competent Court with regard to the date of birth.

We do not find any infirmity in the order of the learned Single Judge. Writ Appeal is dismissed. No order as to costs.

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BILAL NAZKI, ACJ

28th April 2005.

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Dr. G.YETHIRAJULU, J

ajr

..... REGISTRAR

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SECTION OFFICER

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